IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY APPLICATION NO.646 OF 2005
IN
COMPANY PETITION NO.498 OF 1993

B.I.F.R. ....Petitioners
V/s
M/s.Trimurti Malleable Pvt.Ltd. (In Liqn.) through Official Liquidator, Bombay ....Respondent
And
SICOM Ltd. ....Applicants

Mr.Prakash Punjabi for the Applicant.
Ms.K.V. Gautam, Deputy Official Liquidator present.

CORAM : S.J. VAZIFDAR, J.
DATED : 17TH FEBRUARY, 2006.

P.C. :

1. This Company Application has been taken out by SICOM Ltd., a secured creditor for appropriation of part of the sale proceeds in accordance with law towards its dues from the company. There are other secured creditors also who have not appeared.

2. The Official Liquidator states that the dues of the workmen have not been adjudicated as yet. The Official Liquidator further states that the same will be done within twelve weeks from today.

3. In the circumstances, the Company Application

is made absolute in terms of prayer (a). The order however shall operate only after adjudication of the dues of all the workmen. The order is further subject to the Applicant filing an undertaking in this Court to pay any further amounts that may be found to be payable to any other party including the workmen even subsequently.